

By: Coleman

H.B. No. 3352

A BILL TO BE ENTITLED

AN ACT

relating to civil penalties against subdividers of land.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Subchapter A, Chapter 232, Local Government Code, is amended by adding Section 232.012 to read as follows:

CIVIL PENALTIES. (a) A subdivider or an agent of a subdivider may not cause, suffer, allow, or permit a lot to be sold in a subdivision if the subdivision has not been platted as required by this chapter.

(b) A person, including a subdivider, who is alleged to have violated a provision under this chapter is not subject to a penalty under this chapter if the person proves the violation or nuisance was corrected not later than the 30th day after the date the person receives notice from the attorney general, district attorney, county attorney, or a local health authority of the violation.

(c) Subsection (b) does not apply to a parcel of land that has not yet been platted.

(d) Venue for an action under this section is in a district court of Travis County, a district court in the county in which the defendant resides, or a district court in the county in which the violation or threat of violation occurs.

SECTION 2. This Act takes effect September 1, 2017.